

EXHIBIT 6

1 IN THE UNITED STATES DISTRICT COURT
2 FOR THE EASTERN DISTRICT OF PENNSYLVANIA

3 MLEA, INC.,
4 as successor in interest to
5 Engineered Gas Systems, LLP
6 and
7 Main Line Engineering
8 Associates,

9 Plaintiff,

10 V.

11 ATLANTIC RECYCLED
12 RUBBER, INC.
13 and
14 RECOVERY TECHNOLOGIES
15 GROUP, INC.

16 and
17 CASELLA WASTE CIVIL ACTION
18 SYSTEMS, INC., No. 02-CV-4393
19 Defendants.

20 Oral deposition of MARTIN
21 J. SERGI, held in the law offices of
22 Pepper Hamilton LLP, 3000 Two Logan
23 Square, Eighteenth and Arch Streets,
24 Philadelphia, Pennsylvania, held on
25 Friday, November 14, 2003, commencing
26 at 9:47 a.m., before Kathleen McHugh,
27 a Registered Professional Reporter
28 and Notary Public.

1 APPEARANCES:

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8 Counsel for Atlantic Recycled

Rubber, Inc.

9 and Recovery Technologies Group,
Inc.

10 BUCHANAN INGERSOLL

11 BY: BRIAN J. MCCORMICK, JR.,
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13 Philadelphia, Pennsylvania 19103

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14 Inc.

15 EXAMINATION INDEX

16 MARTIN J. SERGI

17 BY MR. KATAUSKAS . . . 4

BY MR. MCCORMICK . . . 139

18 BY MR. KATAUSKAS . . . 142

BY MR. MCCORMICK . . . 145

19 BY MR. KATAUSKAS . . . 146

20 EXHIBIT INDEX

21 MARKED

22 Sergi

23 1 Letter to Messer AGS from 4
Anderson, 9/13/00

24 MLEA0000001

1 authorities in the September, 2000
2 time frame, did you have any
3 understanding of what that meant or
4 acceptance by meant?

5 A. Yes. The -- whenever we
6 build anything at any location, not
7 only as this says was the contingency
8 the leasing agreement which was
9 required since the funds didn't exist
10 at Atlantic, but also any time
11 there's a construction literally if
12 it's a smallest of facilities, and
13 this by no stretch of the imagination
14 was a small facility, needs local
15 building permits and needs Canadian
16 either provincial or even
17 potentially. I don't know if there
18 was anything national that was
19 needed, so that's what I'm sure he
20 was looking at.

21 Q. And you said the funds
22 didn't exist at Atlantic. You mean
23 they didn't have the cash or other
24 financing wherewithal if you will to

1 purchase this turnkey liquid nitrogen
2 plant?

3 A. Yes. That's correct.

4 Q. Were they solvent, do you
5 know?

6 A. Atlantic was solvent in the
7 sense, if the question means that
8 they had had enough liquid assets to
9 pay their current bills, they were
10 solvent.

11 Q. There's a reference to a --
12 in Mr. Anderson's letter to the
13 "completion of a leasing agreement."
14 In roughly the September 2000 time
15 frame, what did you understand that
16 leasing agreement to be?

17 A. The leasing agreement was
18 the method under which Messer would
19 finance the facility. And the
20 requirement of Atlantic of the Nova
21 Scotia facility was to commit to a
22 guaranteed purchase of liquid
23 nitrogen over a long-term and I
24 believe that was ten year requirement

1 can skip high school?

2 A. Then it gets easy. I have
3 a bachelor's in accounting from
4 St. John's University. And then
5 professionally I have a certified
6 public accountant certificate from
7 the state of New York.

8 Q. And Saint John's University
9 in New York?

10 A. Yes.

11 Q. And what year did you take
12 that?

13 A. Graduated in 1979.

14 Q. And no further formal
15 degrees?

16 A. None.

17 Q. And can you give me your
18 employment history, please?

19 A. Sure. I -- well, we'll do
20 it from St. John's because it's not
21 hard.

22 Q. That would be helpful?

23 A. I was with Ernst & Ernst,
24 became Ernst & Whinney, became Ernst

1 & Young through '85. Right actually
2 from -- I started with them in '77,
3 two years while I was at St. John's,
4 I also worked for Ernst. And then
5 from 1985 until 1999 I was at KTI.

6 And --

7 Q. KTI the parent?

8 A. KTI the parent, yes. KTI,
9 Inc.

10 Q. And what were your
11 positions when you started with --

12 A. I was hired as Chief
13 Financial Officer.

14 Q. In '85?

15 A. In '85. And in 19 -- I
16 would say '96 or '97, one of those
17 two years, I became President CEO.

18 In the year late '99, when
19 the merger occurred with Casella, I
20 moved over to Casella as an Executive
21 Vice President and my area was
22 project development. And then
23 from -- that ended in July of 2001
24 and on September 7th, 2001 I was in

1 essence re-employed by Recovery
2 Technologies Group. Recovery
3 Technologies Group of course at one
4 time was part of Casella and KTI.

5 Q. And your current position
6 is?

7 A. President, CEO of Recovery
8 Technologies Group.

9 Q. Located in where?

10 A. Guttenberg, New Jersey.
11 7000 Boulevard East, Guttenberg, New
12 Jersey.

13 MR. KATAUSKAS: Off the
14 record.

15 (Discussion off the
16 record.)

17 (Exhibit Sergi 6 was marked
18 for identification.)

19 BY MR. KATAUSKAS:

20 Q. Mr. Sergi, you've been
21 handed Exhibit Number 6. And it's
22 a memo on Recovery Technologies Group
23 letterhead from Mr. Riordan to you
24 and another of other people dated